

State of South Dakota

SEVENTY-FIFTH SPECIAL SESSION LEGISLATIVE ASSEMBLY, 2000

238F0006

SENATE BILL NO. 2

Introduced by: The Committee of the Whole at the request of the Governor

1 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to constitutional
2 amendments and submitted questions and to declare an emergency.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That chapter 12-13 be amended by adding thereto a NEW SECTION to read as
5 follows:

6 Notwithstanding any other provision of law, the Legislature may set a date for a special
7 election for a statewide vote on any constitutional amendment proposed by the Legislature,
8 pursuant to Article XXIII, Sections 1 and 3 of the South Dakota Constitution, and may provide
9 in its resolution proposing such constitutional amendment an accompanying procedure, that may
10 alter the time requirements but not the substantive provisions, of this chapter. The State shall
11 reimburse each county for any costs incurred as a result of this section.

12 Section 2. That § 12-2-2.1 be amended to read as follows:

13 12-2-2.1. No statewide election or referendum may be held on a date other than a date
14 ordinarily provided by statute for a primary, runoff or general election, with the exception of a
15 date provided by the Legislature to hold a special election.

1 Section 3. Whereas, this Act is necessary for the support of the state government and its
2 existing public institutions, an emergency is hereby declared to exist pursuant to Article III, § 22,
3 of the South Dakota Constitution, and this Act shall be in full force and effect from and after its
4 passage and approval.

5 Section 4. Whereas, this Act is necessary for the immediate preservation of the public peace,
6 health, and safety of the state and its people, an emergency is hereby declared to exist pursuant
7 to Article III, § 22, of the South Dakota Constitution, and this Act shall be in full force and effect
8 from and after its passage and approval.